NOT FOR PRINTED PUBLICATION

IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF TEXAS SHERMAN DIVISION

DAVID A. RICHARDSON and	§	
FRANCES L. RICHARDSON,	§	
	§	
Plaintiffs,	§	
	§	
V.	§	CASE NO. 4:13cv171
	§	Judge Clark/Judge Mazzant
DEUTSCHE BANK NATIONAL	§	
TRUST COMPANY, AS TRUSTEE		
FOR ARGENT SECURITIES INC.,	§ §	
ASSET-BACKED PASS THROUGH	§	
CERTIFICATES SERIES 2006-W4,	§	
HOMEWARD RESIDENTIAL F/K/A		
AMERICAN HOME MORTGAGE	§ §	
SERVICING, INC. ("AHMSI"),	§	
ARGENT MORTGAGE COMPANY,	§	
LLC, CITI RESIDENTIAL LENDING	§	
INC., AS ATTORNEY IN FACT FOR	§	
ARGENT MORTGAGE COMPANY,	§	
LLC., BRYAN BLY, VICE	§	
PRESIDENT RESIDENTIAL	§	
LENDING INC, AMERIQUEST	§ §	
MORTGAGE COMPANY,	§	
NATIONWIDE TITLE CLEARING,	§	
INC ("NTC") BOBBIE JO STOLDT,	§	
NOTARY PUBLIC, STATE OF	§	
FLORIDA, LORI L. LONG,	§	
SUBSTITUTE TRUSTEE, LIZ HACH,	§	
SUBSTITUTE TRUSTEE,		
	§ §	
Defendants.	§	

ORDER ADOPTING REPORT AND RECOMMENDATION OF THE UNITED STATES MAGISTRATE JUDGE

Came on for consideration the report of the United States Magistrate Judge in this action, this matter having been heretofore referred to the United States Magistrate Judge pursuant to 28 U.S.C. § 636. On May 29, 2013, the report of the Magistrate Judge was entered containing proposed

findings of fact and recommendations that the Motion to Dismiss for Lack of Jurisdiction under Rule

12(b)(1), and Alternatively for Failure to State a Claim Pursuant to Rule 12(b)(6) of Defendants

Deutsche Bank National Trust Company, as Trustee for Argent Securities, Inc., Asset-Backed

Pass-Through Certificates, Series 2006-W4 and Homeward Residential, Inc., formerly known as

American Home Mortgage Servicing, Inc. [Doc. #22] be granted.

Having received the report of the United States Magistrate Judge, and no objections thereto

having been timely filed, this court is of the opinion that the findings and conclusions of the

Magistrate Judge are correct and adopts the Magistrate Judge's report as the findings and conclusions

of the court.

It is, therefore, **ORDERED** that the Motion to Dismiss for Lack of Jurisdiction under Rule

12(b)(1) of Defendants Deutsche Bank National Trust Company, as Trustee for Argent Securities,

Inc., Asset-Backed Pass-Through Certificates, Series 2006-W4 and Homeward Residential, Inc.,

formerly known as American Home Mortgage Servicing, Inc. [Doc. #22] is **GRANTED** and the case

is **DISMISSED** without prejudice for lack of jurisdiction under Federal Rule of Civil Procedure

12(b)(1).

All relief not previously granted is hereby **DENIED**.

The Clerk is directed to **CLOSE** this civil action.

So ORDERED and SIGNED this 10 day of July, 2013.

Ron Clark, United States District Judge

Rm Clark

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